



DIANE M. TERRANOVA
Town Clerk

Town of Lancaster

21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
WWW.LANCASTERNY.GOV

CLERK'S OFFICE
PHONE: (716) 683-9028
FAX: (716) 683-2094

TAX OFFICE
PHONE: (716) 683-1328
FAX: (716) 681-7059

April 18, 2022

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Honorable Gentlemen:

I hereby appoint Sherry Guarino to the full-time position of Deputy Receiver of Taxes effective June 1, 2022, to fill the vacancy created by the retirement of Roseann Brunstad.

Sincerely yours,

OFFICE OF THE TOWN CLERK

Diane Terranova
Town Clerk

DMT/dm

Cc: Sherry Guarino

T.C. Comm.

(P)

CAMPANELLI & ASSOCIATES, P.C.

ATTORNEYS AND COUNSELORS AT LAW

www.campanellipc.com

1757 Merrick Avenue · Suite 204 · Merrick, New York 11566

Telephone: (516)746-1600

Facsimile: (516) 746-2611

E-mail: tca@campanellipc.com

Andrew J. Campanelli

Member of NY & CT Bar

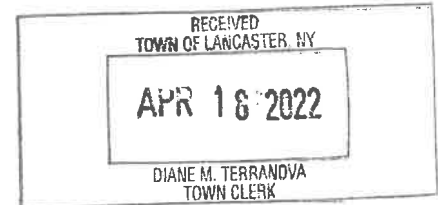
COUNSEL

George B. McPhillips

1930-1994

April 8, 2022

Ronald Ruffino Sr.
Town Supervisor
Lancaster
21 Central Ave.
Lancaster NY 14086



Re: Local Zoning Ordinances Must be Updated to Prevent the Irresponsible Placement of 5G Wireless Facilities on, or close to, private properties

ATTORNEY ADVERTISING

Dear Mr. Ruffino Sr.

My firm provides local zoning ordinance review services to local governments not only throughout the State of New York but across the entire Country.

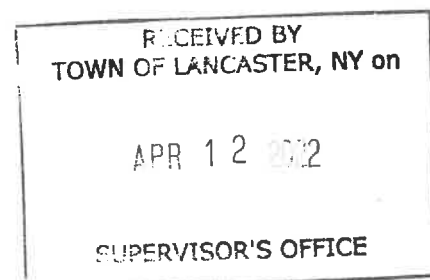
Within the context of the 5G rollout, it is more critical than ever for local governments to enlist the guidance of experienced counsel to enable them to take advantage of the powers that the United States Congress preserved to them under the Telecommunications Act of 1996 (TCA).

Under the TCA, Congress explicitly preserves state and local governments the "General Authority" to regulate the placement, construction, and modification of personal wireless facilities.¹

For the past twenty-four years, sophisticated Towns have employed those powers to enact and maintain Smart Planning Provisions enabling them to prevent the irresponsible placement of wireless facilities within their jurisdictions.

Within the context of the current 5G rollout, less informed Town governments are not employing the powers preserved to them by Congress to prevent the irresponsible placement of wireless facilities, mainly because they have been misled to believe falsely that "their hands are tied" by the TCA.

¹ See 47 U.S.C.A. §332(c)(7)(A).



Worse yet, very often, Towns are being provided such misinformation not only by site developers and carriers but even from their local municipal attorneys, who lack sufficient knowledge of the TCA to provide an accurate assessment of the powers available to their Town under the TCA.

As a result, they stand idly by while homeowners come home to find cell towers or other wireless facilities installed *on their front lawns*,² directly in front of their front doors,³ ten feet from a daughter's bedroom window,⁴ or eight feet from a kitchen window.

Contrary to any false assertions otherwise, so long as their local zoning code is updated to provide for same, Towns **DO** have the power to deny applications for the installations of cell towers, small cells, and DAS systems for a wide variety of reasons including but not limited to, adverse aesthetic impacts, reduction in property values and lack of sufficient fall zones, among others.

In addition, not only *can* local zoning boards make fact-based TCA determinations, but they *must* make such factual determinations if they are to exercise their local zoning powers without violating the five (5) finite procedural requirements imposed upon them by the TCA.

Among the fact-finding determinations to be made by local boards include (a) whether or not an applicant has proven that it suffers from a significant gap in personal wireless services, or (b) whether a proposed new facility would be the "least intrusive means of remedying" such gap, when such issues are raised by a site developer or a carrier, before the local board.

Site developers do not get to "tell" a local zoning board that a "significant gap" exists, that a cell tower "must" be placed where they want it, or that "it will have no significant impacts" upon nearby properties or communities.

Under a properly updated zoning code, it is the local boards *and the boards alone*, which get to make each of those factual determinations.

Also, so long as a local zoning code is drafted correctly to provide for same, local boards can decide what types of evidence they will require an applicant to produce at Planning Board and ZBA hearings and what weight they will choose to afford any evidence received from a respective applicant.

2 See <https://newyork.cbslocal.com/2011/02/03/cell-tower-on-front-lawn-surprises-long-island-couple/> and <https://abc13.com/houston-homes-seeing-5g-boxes-placed-without-homeowners-being-notified-not-of-box-placement-verizon-home/10039722/#:~:text=The%20box%20placed%20in%20their,creates%20a%20ground%20furniture%20house>

3 See <https://weartv.com/news/local/more-5g-woes-pole-installed-feet-away-from-residents-front-door>

4 See <https://paddailypost.com/2019/07/10/att-wants-to-put-small-antenna-10-feet-from-girls-bedroom-window/>

Local boards are not required to blindly accept, as gospel, computer-generated “propagation gaps,” which even the FCC⁵ no longer accepts without requiring actual supporting probative data, such as actual drive test data.⁶

Local zoning codes can, and should, additionally provide guidance to enable local boards to recognize when an applicant has submitted patently false or materially misleading documentation in support of their application for a new cell tower, small cell, or DAS system.

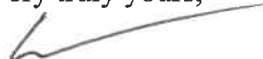
Examples of such documentation include patently false FCC compliance reports, false propagation maps, misleading visual impacts analyses, and deceptive real estate appraisal reports.

Where a local code fails to provide local boards with such guidance, the Town is “throwing” their local planning board or ZBA board members “to the wolves” because it leaves them ill-equipped to deal with applicants who submit such false or misleading information to them.

We draft local zoning ordinances which merge seamlessly with a Town’s existing zoning code and any comprehensive plan which has been adopted, and which are designed to: (a) vest the Town with the power to regulate the placement of wireless facilities to the greatest extent intended by Congress under section §332(c)(7)(A) of the TCA, and (b) provide procedural guidance to enable the Town’s boards to exercise such power in a manner that complies with the finite requirements imposed upon them under the sub-provisions of section §332(c)(7)(B) of the TCA.

If you are interested in enlisting our assistance to draft a new, more comprehensive zoning code provision to vest your Town with greater power to control both the number and placement of new wireless facilities in your jurisdiction, give us a call.

Very truly yours,



Andrew J. Campanelli

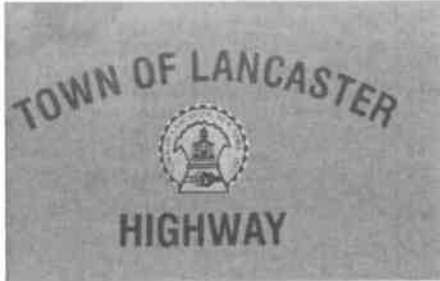
⁵ See FCC Proposed Order FCC 20-94

⁶ See e.g. <https://arstechnica.com/tech-policy/2020/08/att-t-mobile-fight-fcc-plan-to-test-whether-they-lie-about-cell-coverage/> and <https://www.cnet.com/news/t-mobile-and-at-t-dont-want-to-drive-test-their-coverage-claims/>

T.C. Comm.
T.A. Reso.

265

(Signature)



**TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086**

**John Pilato
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271**

COMMUNICATIONS

April 6, 2022

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

Re: Annual GIS Web Map Application Hosting and ArcGIS Online Administrator and GIS/GPS Support Services.

Dear Honorable Town Board Members:

I would appreciate your support in sponsoring a resolution for the Town of Lancaster to enter into GIS Web Map Application Hosting and ArcGIS Online Administrator and GIS/GPS Support Services with Wendel Companies 375 Essay Road, Suite 200, Williamsville, NY 14221 in the amount of \$8,400.00. These funds will be coming from the 2022 budget line item 01-8540-0451 drainage services.

Should you require any further assistance, please do not hesitate to call me.

Respectfully yours,

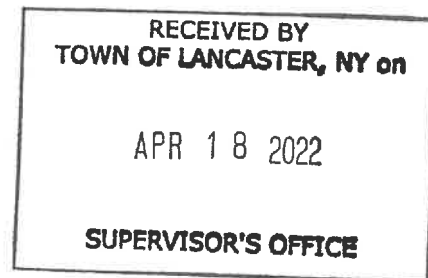
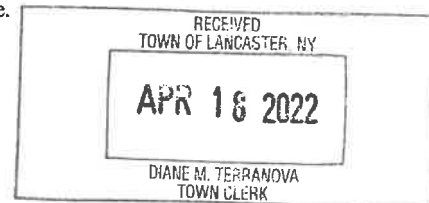
(Signature of John Pilato)

John Pilato
Highway Superintendent
Town of Highway Lancaster

JP/kak

Enc.

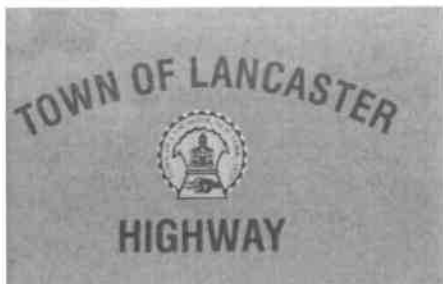
Cc: Pam Cuvillo, Director of Administration
Ron Ruffino, Town Supervisor ✓
Thomas Fowler Jr., Town Attorney
Diane Terranova, Town Clerk



T.C. Comm.
T.A. Reso.

265

DD



**TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086**

**John Pilato
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271**

COMMUNICATIONS

April 6, 2022

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086

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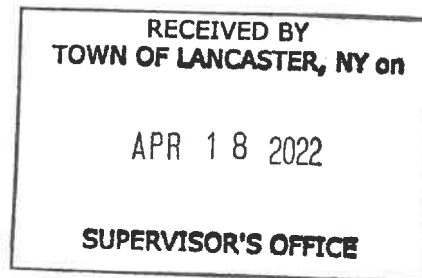
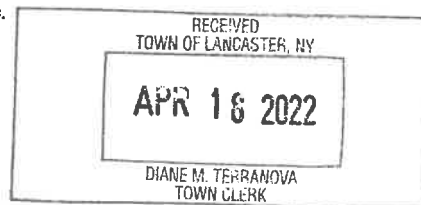
Respectfully yours,

John Pilato
Highway Superintendent
Town of Highway Lancaster

JP/kak

Enc.

Cc: Pam CuvIELlo, Director of Administration
Ron Ruffino, Town Supervisor ✓
Thomas Fowler Jr., Town Attorney
Diane Terranova, Town Clerk



DIANE M. TERRANOVA, TOWN CLERK
TOWN OF LANCASTER
21 CENTRAL AVE.
LANCASTER, N.Y. 14086
AREA CODE 1-716 683-9028

206

April 18, 2022

Mr. William K. Karn, Police Chief
Town of Lancaster
525 Pavement Road
Lancaster, New York 14086

Mr. Matthew Fischione, Code Enforcement Officer
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

Re: Application for a Game Room License -
Regal 16 Cinemas - 6707 Transit Road
Chapter 17 of the Code of the Town of Lancaster

Gentlemen:

Enclosed is a copy of the above referenced application. Kindly review this application and indicate to me whether you approve or disapprove of the issuance of a license to this applicant.

Sincerely yours,

OFFICE OF THE TOWN CLERK



Diane M. Terranova
Town Clerk

DMT/dm

Encl.

File: License/licgame.rm (P6)

TOWN OF LANCASTER

21 Central Avenue
Lancaster, New York 14086

Office Of The Town Clerk

APPLICATION TO MAINTAIN AND OPERATE A GAME ROOM OR AMUSEMENT ARCADE

Address of Game Room or Amusement Arcade:

6707 Transit Road
Williamsville NY 14221

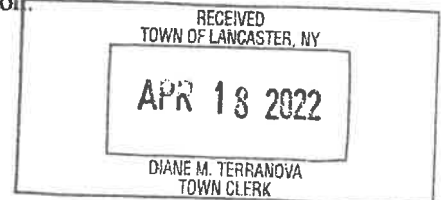
INFORMATION ON APPLICANT

Name of applicant: Premier Amusements Inc
Street Address: 2140 Ward Ave
City/Town/Village: Simi Valley CA 93065
Phone: (Home) 805 4662540 (Office)

Corporate Applicants: Use Exhibit "A" to list the name, address, corporate position, date of birth and past five (5) year residences of each corporate officer, director, or holder of ten percent (10%) or more of corporate stock of the applicant corporation.

Co-partnerships Applicants: Use Exhibit "A" to list information on partners.

Individual Owner Applicants: Use Exhibit "A" to list information on self.



INFORMATION ON PROPERTY OWNER (IF NOT THE APPLICANT)

Name: Regal Entertainment Group Date of Birth: / /
Address: 7182 Regal Lane Knoxville TN 37918
List prior address (past 5 years): Same

EXHIBIT "A"
INFORMATION ON APPLICANT

Name Giuseppe Ingui Date of Birth 10 / 23 / 67
(Circle Status) - ☒ Officer - ☐ Director - ☐ 10% Stockholder - ☐ Partner - ☐ Owner
Street Address: 1 Kings Ct.
City/Town/Village: Monroe Township NJ 08831
Phone: (Home) 201 906 2989 (Office) _____
List prior address (past 5 years)

Name _____ Date of Birth ____/____/____
(Circle Status) - ☐ Officer - ☐ Director - ☐ 10% Stockholder - ☐ Partner - ☐ Owner
Street Address: _____
City/Town/Village: _____
Phone: (Home) _____ (Office) _____
List prior address (past 5 years)

Name _____ Date of Birth ____/____/____
(Circle Status) - ☐ Officer - ☐ Director - ☐ 10% Stockholder - ☐ Partner - ☐ Owner
Street Address: _____
City/Town/Village: _____
Phone: (Home) _____ (Office) _____
List prior address (past 5 years)

EXHIBIT "B"

INFORMATION ON AMUSEMENT DEVICES

Number

Description

12808

Air Hockey Hot Flash

C1702244

Crane took soldier 3

9702617

Armane boy Soldier 46

9702281

Crane to Soldier 46

2188

Fast & Furious Superbike

TFSD0645

Time Crisis

QWICAE091000 27

Winner's cube

091706025 MB

movie photo booth

[illegible]

INFORMATION ON GAME ROOM OPERATOR OR LESSEE (IF NOT THE APPLICANT)

Name: _____ Date of Birth ____/____/____

Street Address: _____

City/Town/Village: _____

Phone: (Home) _____ (Office) _____

List prior address(es) (past 5 years)

INFORMATION ON GAME ROOM AND AMUSEMENT DEVICES

- 1) List of Exhibit "B" attached to this application the number and type of devices proposed for the location.
- 2) What is the occupancy capacity of the game room? _____ persons.

Game Room is off Theater Lobby - No Occupancy

INSURANCE REQUIREMENT

Applicant must attach to the application Certificates of Insurance indicating current insurance coverage for Worker's Compensation and Disability Benefits Insurance on the applicant's employees. Please note that Acord forms are not acceptable proof of New York State Workers' Compensation or disability benefits insurance coverage.

Premier Amusements Inc Date: 8/30/2022
(Name of Applicant)

x [Signature] Director
(Signature and Title)

ANNUAL LICENSE FEES

\$ 100.00 Non-refundable application fee

\$ 500 .00 Annual license fee. (The annual fee for a game room license shall be \$500.00 plus \$60.00 for each machine over eight (8). Example: \$500 for 8 games, \$60 for each additional game. If you have 10 extra games, it is 10 X \$60= \$600 for a total of \$1100.

\$ 600 .00 Total Fee

K-12999 - 600.00

ACKNOWLEDGMENTS

INDIVIDUAL

STATE OF NEW YORK

SS:

COUNTY OF ERIE

On this ____ day of _____, 20____, before me personally appeared _____, the petitioner, to me known and known to me to be the individual described in and who executed the foregoing instrument and he acknowledged to me that he executed the same for the purpose herein stated.

Notary Public or Deputy Town Clerk

CORPORATE

STATE OF New Jersey

SS:

COUNTY OF ERIE

On this 31 day of March, 2012, before me personally appeared _____, to me known, who, being by me first duly sworn, did depose and say that he resides in Monmouth Twp. NJ, that he is the Secretary of Primer Land Services the corporation described in and which executed the foregoing instrument; that he knows the Corporate Seal of said corporation; that the Corporate Seal affixed to said instrument is such Corporate Seal; that it was affixed by order and authority of the Board of Directors of said corporation; and that he signed his/her name thereto by like order and authority for the purposes herein stated.

SCARLETH L FLORES ALVARADO
Notary Public - State of New Jersey
My Commission Expires Jun 17, 2024

[Signature]
Notary Public or Deputy Town Clerk

CORPORATE SEAL

CO-PARTNERSHIP

STATE OF NEW YORK

SS:

COUNTY OF ERIE

On this ____ day of _____, 20____, before me personally appeared _____, the petitioner, to me known and known to me to be one of the firm of _____ described in and who executed the foregoing instrument and he acknowledged to me that he executed the same as and for the act and deed of said firm, for the purposes therein stated.

Notary Public or Deputy Town Clerk

CORPORATE SEAL

COPY

April 19, 2022

Richard Koch
60 Michael's Walk
Lancaster, New York 14086

**Re: SPECIAL USE PERMIT
60 Michael's Walk**

Dear Mr. Koch:

COPY

According to the resolution adopted by the Town Board of the Town of Lancaster on June 15, 2020 granting you a Special Use Permit for a Home Occupation (C.P.A. Office) on premises located at 60 Michael's Walk, this permit shall expire on June 16, 2022.

In order for you to continue in compliance, you must file a letter addressed to the Town Board, in care of the Town Clerk's Office, requesting a renewal of this permit. Please send proof of a valid New York Tax Employer Identification number, if applicable a copy of your New York State business license from the appropriate regulatory agency for the service provided.

The Code Enforcement Officer will inspect your operation to be sure of your compliance to all conditions stipulated in your permit before your Special Use Permit is renewed.

Sincerely yours,

OFFICE OF THE TOWN CLERK

COPY



Diane M. Terranova
Town Clerk

DMT/dm
Encl.

cc: M. Fischione, Code Enforcement Officer
Town Board
T. Fowler, Town Attorney

COPY

COPY

COPY

April 19, 2022

David E. Bedell, II
3976 Walden Avenue
Lancaster, New York 14086

**Re: SPECIAL USE PERMIT
3976 Walden Avenue**

Dear Mr. Bedell:

According to the resolution adopted by the Town Board of the Town of Lancaster on June 15, 2020 granting you a Special Use Permit for a Home Occupation (Gunsmithing and Sales) on premises located at 3976 Walden Avenue, this permit shall expire on June 6, 2022.

In order for you to continue in compliance, you must file a letter addressed to the Town Board, in care of the Town Clerk's Office, requesting a renewal of this permit. Please send proof of a valid New York Tax Employer Identification number, if applicable a copy of your New York State business license from the appropriate regulatory agency for the service provided.

The Code Enforcement Officer will inspect your operation to be sure of your compliance to all conditions stipulated in your permit before your Special Use Permit is renewed.

Sincerely yours,

OFFICE OF THE TOWN CLERK



Diane M. Terranova
Town Clerk

DMT/dm

Encl.

cc: M. Fischione, Code Enforcement Officer
Town Board
T. Fowler, Town Attorney

COPY

COPY

COPY

Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

T.C. Comm.
T.A. Reso.



37 CENTRAL AVENUE, LANCASTER, NY 14086-2143

P: 716-683-5961 F: 716-683-0169

Email: wsa@wmschutt.com

M E M O

Date: April 19, 2022

WSA Project # 06168G

TO: R. Ruffino – Town Supervisor

FROM: E. Schiller, PE – Town Engineer

SUBJECT: NYSDOT Undertaking Agreement

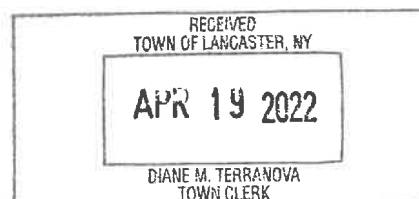
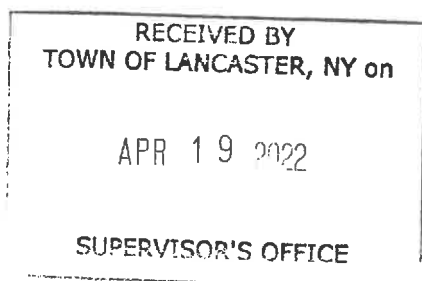
We recommend the attached Undertaking Agreement be executed and submitted to NYSDOT. This Agreement is for any work the town may conduct in NYSDOT Right-of-Way. It alleviates the town from needing to submit insurance certificates for every project. Rather, only a PERM 33, and proof of Workers Comp and Disability Insurance will be needed.

A Resolution is requested to allow your signature to the Agreement. Once the attached is signed, please return to me for processing.

Any questions, please let me know.

Ed Schiller

Cc Town Attorney
Town Clerk
Highway Superintendent





UNDERTAKING

For the benefit of

The New York State Department of Transportation

In connection with work affecting state highways

(For use by New York municipalities and federal agencies)

WHEREAS, the undersigned TOWN OF LANCASTER (Municipality, County, Town, City or Village, or any agency of the federal government, hereinafter referred to as "Permittee") from time to time receives permits from the New York State Department of Transportation (hereinafter referred to as the "NYSDOT") and otherwise conducts activities and operations upon highways and/or within right-of-way controlled by the State of New York for such purposes as the obstruction, installation, construction, maintenance and/or operation of facilities; and

WHEREAS, Permittee's access and operation upon state right-of-way is conditioned upon compliance with Highway Law Sections 52, 103, 203 and/or 234, including the conditions that Permittee assume all responsibility for (a) the temporary control of all modes of traffic (including motorized and non-motorized travel) affected by Permittee's operations, (b) complete restoration of state facilities to their condition prior to permitted use or activity, and (c) all claims, damages, losses and expenses,

NOW, THEREFORE, in relation to all operations and/or actions undertaken within state right-of-way, Permittee hereby agrees to the following terms and conditions:

1. Permit Applications. Excepting only activities undertaken to protect public safety because of emergency conditions or incidents, Permittee shall provide timely written notice to NYSDOT of operations or activities affecting state right-of-way. Under normal circumstances, a minimum of five business days notice shall be provided. Notification of emergency activities shall be provided to NYSDOT as soon as practicable after the activity. The Permittee shall apply for project-specific permits for activities not allowed under any existing annual permit. Such application shall identify proposed project locations, desired dates/hours, proposed work/activities, traffic control, and site restoration

2. Applicable Rules, Regulations & Conditions. Permittee shall comply with all of the laws, rules and regulations applicable to construction, maintenance activities and operations and shall further comply with such terms and conditions that may be imposed by NYSDOT in connection with permitted activity or operations. Temporary Traffic Control, highway safety appurtenances, and restoration of state facilities shall be completed in accordance with NYSDOT regulations and standards.

3. Site Restoration. Permittee shall, at its own expense, promptly complete the work allowed under each permit and, within a reasonable time, restore State property damaged by its work/activities to substantially the same or equivalent condition as existed before such work was begun as determined by the Commissioner or his/her designee. In the event that the Permittee fails to so restore damaged State property within what the Commissioner deems to be a reasonable time, the Commissioner, after giving written notice to the Permittee, may restore the property to substantially the same or equivalent condition as existed before the Permittee's work/activities, in which case, Permittee agrees to reimburse the reasonable expenses in connection therewith.

4. Payment & Release of Liens. Permittee shall be responsible for the payment of all costs and materials relating to its work in the public right-of-way, and agrees to defend and save harmless NYSDOT against any and all lien claims made by persons supplying services or materials to Permittee in connection with Permittee's work.

5. Indemnity. In addition to the protection afforded to NYSDOT under any available insurance, NYSDOT shall not be liable for any damage or injury to the Permittee, its agents, employees, or to any other person, or to any property, occurring on the site or in any way associated with Permittee's activities or operations, whether undertaken by Permittee's own forces or by contractors or other agents working on Permittee's behalf. To the fullest extent permitted by law, the Permittee agrees to defend, indemnify and hold harmless the State of New York, NYSDOT, and their agents from and against all claims, damages, losses and expenses, including but not limited to, claims for personal injuries, property damage, wrongful death, and/or environmental claims and attorney fees arising out of any such claim, that are in any way associated with the Permittee's, activities or operations under any and all permits issued using this Undertaking.

FURTHERMORE, Permittee hereby warrants that the obligations of this Undertaking are backed by the full faith and credit of Permittee. Permittee may insure or bond any of the obligations set forth herein, or may rely upon self-insurance, budgeted funds, or funds for general operations.

This Undertaking shall be applicable to all permitted activities and operations undertaken after the date of execution and work initiated while this Undertaking is in effect. This Undertaking may be revoked by the Permittee or rejected by NYSDOT upon thirty days written notice but will continue to apply to all permitted activities/operations that were permitted by virtue of this Undertaking. Unless terminated for the purpose of future activities/operations, this Undertaking shall have a term of twenty (20) years and shall be kept on file to facilitate the issuance of future permits to which it will apply.

IN WITNESS WHEREOF, TOWN OF LANCASTER (Municipality-County, Town, City, Village or federal agency) agrees to the terms of this Undertaking, and has caused its execution by the authorized officer or employee (attach Resolution of Approval).

Authorized Agent

RONALD RUFFINO, SR - SUPERVISOR

Print Name/Title

TOWN OF LANCASTER

21 CENTRAL AVE

Address

LANCASTER, NY 14086

Address

Date

(716) 683-1610

Phone number

RRUFFINO@LANCASTERNY.GOV

e-mail



Town of Lancaster

Office of The Town Attorney

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

THOMAS E. FOWLER, JR
Town Attorney

Leza E. Braun
Legal Assistant

April 18, 2022

Honorable Town & Planning Board Members
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Anderson's Site Amendment #2135
4855 Transit Road
Town of Lancaster, County of Erie

Honorable Town Board and Planning Board Members:

Enclosed please find a SEQR response each dated March 8, 2022, from the Erie County Division of Sewerage Management on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

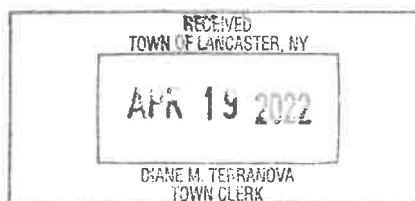
Very truly yours,

Thomas E. Fowler, Jr., Esq.
Town Attorney

TEF:lb

Enc.

CC (w/enc): PB Liaison
Town Clerk
Building Inspector
Town Engineer





SP-22-178

COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

DEPARTMENT OF ENVIRONMENT & PLANNING

DANIEL CASTLE, AICP
COMMISSIONER

JOSEPH FIEGL, P.E., BCEE
DEPUTY COMMISSIONER

March 8, 2022

Thomas E. Fowler, Jr., Esq.
Town Attorney
21 Central Avenue
Lancaster, NY 14086

RE: Erie County Sewer District No. 4 (ECSD #4)
Anderson's Frozen Custard #2135
4855 Transit

Dear Mr. Fowler,

The Erie County Division of Sewerage Management (DSM) has reviewed the site plan for the above-mentioned project and offers the following comments:

- The DSM has no objection to the Town of Lancaster obtaining Lead Agency status.
- The proposed project is within the bounds of ECSD #4.
- As proposed, changes to the grease interceptor will require review and approval from the Erie County DSM.
- Sanitary design shall be in accordance with the "Recommended Standards for Wastewater Facilities" (i.e. "Ten State Standards") and Erie County Sewer District Rules and Regulations and Design Requirements.
- The Design Engineer is encouraged to discuss preliminary sanitary sewer plans with the DSM in advance completing the sewer design.

The above does not constitute DSM approval or disapproval of this project. If there are any questions or concerns, please contact me at (716) 858-6586.

Sincerely,

Christopher Fiume
Assistant Sanitary Engineer

cc: M. Salah / 4.2.5 Commercial
L. Surdej (w/plans)
M. Ortiz
SEQR Files



Town of Lancaster

Office of The Town Attorney

21 Central Avenue
Lancaster, New York 14086
(716) 684-3342
Fax: (716) 681-7475

THOMAS E. FOWLER, JR
Town Attorney

Leza E. Braun
Legal Assistant

April 18, 2022

Honorable Town & Planning Board Members
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

RE: Motel & Mixed-Use Broadway & Bowen #2210
5827 Broadway
Town of Lancaster, County of Erie

Honorable Town Board and Planning Board Members:

Enclosed please find a SEQR response dated April 12, 2022, from the Erie County Department of Public Works on the4 above-referenced project for your review.

Should you have any questions or concerns, please call me.

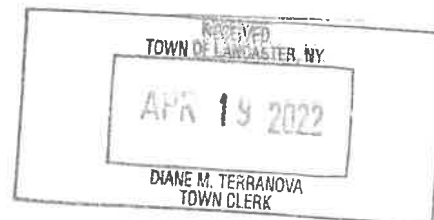
Very truly yours,

Thomas E. Fowler, Jr., Esq.
Town Attorney

TEF:lb

Enc.

CC (w/enc): Town Clerk
Building Inspector
Town Engineer





COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

WILLIAM E. GEARY JR.
COMMISSIONER

DEPARTMENT OF PUBLIC WORKS
RATH BUILDING 14TH FLOOR

TELEPHONE: 716.858.8300
FAX: 716.858.8228

April 12, 2022

Mr. Kevin Loftus, Town Attorney
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Re: Lead Agency Request
Motel & Mixed Use
5827 Broadway at Bowen Rd (CR-242)
(T) of Lancaster, County of Erie

Dear Mr. Loftus:

This Department has received your request for Lead Agency for the above referenced project. Erie County Department of Public Works has no problem with the Town of Lancaster being Lead Agency for this project. This approval of Lead Agency is only from Erie County Department of Public Works and does not imply that other County Departments concur with this approval, as their response will be coming by separate letter.

Permit Requirements

The Developer will be required to apply for and obtain an Erie County Highway Work Permit for Utility Work Perm-2 for construction of utilities within the Bowen Road (CR-242) highway right-of-way.

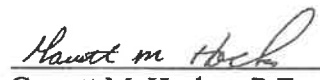
The Developer will be required to apply for and obtain an Erie County Highway Work Permit for Non-Utility Work, Perm 3 for construction of a new commercial driveway within the Bowen Road (CR-242) highway right-of-way.

Attn: Mr. Kevin Loftus, Town Attorney
Town of Lancaster
Re: 5827 Broadway at Bowen Rd (CR-242)
Date: April 12, 2022
Page: 2 of 2

Please keep us informed as this project progresses. An Erie County Highway Work Permit will be issued by this Department upon review and approval of a stormwater management report and design plans submitted, stamped and signed by a New York licensed professional engineer.

Sincerely,

ERIE COUNTY DEPARTMENT OF PUBLIC WORKS



Garrett M. Hacker, P.E.
Senior Civil Engineer

cc: Karen Hoak, Deputy Commissioner - Highways
Darlene Svilkos, P.E., Director of Engineering
Brian Rose, P.E., Supervisor of Engineering
Patrick Baskerville, Senior Highway Maintenance Engineer
Gina Wilkolaski, Traffic and Safety Engineer
File: CR-242

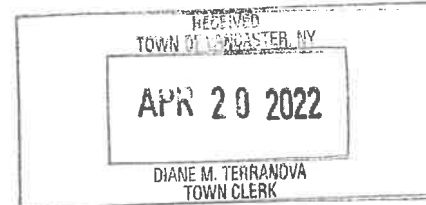
*T.C. Comm.
Recreation***Paul N. Friedrich** 

Home Phone 716 _____

E-mail: _____

Cell Phone 716- _____

April 17, 2022



Ladies & Gentlemen:

I am an aging resident of the Town and would like to ask for some consideration in getting a Pickleball court(s) constructed in the Northwest corner of our town. Currently, I would have to get into the Village or Como Park to utilize courts I know, currently exists.

I would like to suggest that the underutilized basketball courts at Hillview Elementary be converted into Pickleball courts. Rarely, if ever do I see that equipment being used, now.

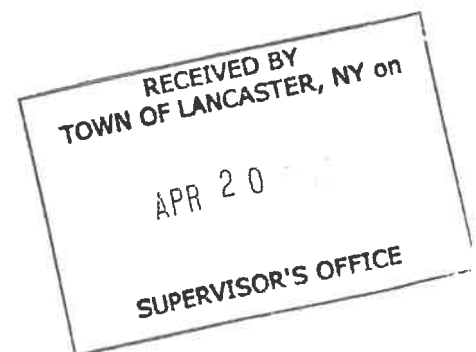
I do not know who controls this basketball court. It is on school property but, I assume it is maintained by Lancaster Parks and Recreation. Hence, my broad approach, not knowing who to ask directly. Any considerations will be appreciated.

Regards,



Paul Friedrich

CC: Lancaster Town Board
Lancaster Town Supervisor
Lancaster Central School Board
Lancaster Central Athletic Director



DIANE M. TERRANOVA, TOWN CLERK
TOWN OF LANCASTER
21 CENTRAL AVE.
LANCASTER, N.Y. 14086
AREA CODE 1-716 683-9028

COPY

April 20, 2022

Gregory Sojka
Greg's Tree Service
19 Spruceland Terrace
Lancaster, New York 14086

Re: **SPECIAL USE PERMIT**
Greg's Tree Service
1230 Town Line Road

COPY

Dear Mr. Sojka:

According to the resolutions adopted by the Town Board of the Town of Lancaster on December 20, 2021 granting you Special Use Permits to operate a contractor's storage yard with storage of tree grind and firewood, these permits will expire on June 30, 2022.

In order for you to continue in compliance, you must file a letter addressed to the Town Board, in care of the Town Clerk's Office, requesting a renewal of these permits.

The Code Enforcement Officer will inspect your operation to be sure of your compliance to all conditions stipulated in your permit before your Special Use Permit is renewed.

Sincerely yours,

OFFICE OF THE TOWN CLERK

COPY



Diane M. Terranova
Town Clerk

DMT/dm
Encl.

cc: M. Fischione, Code Enforcement Officer
Town Board
T. Fowler, Town Attorney

COPY

COPY

T.C. Comm.

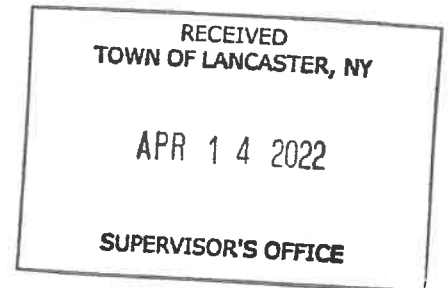
274

JUSTICE COURT TOWN OF LANCASTER
525 PAVEMENT RD.
LANCASTER, NEW YORK 14086

Phone: (716) 683-1814 Fax: (716) 685-5313

Town Justice
Jeremy A. Colby

April 14, 2022



Dear Supervisor Ruffino and Board Members:

I request that effective May 2nd, 2022, the Board approves Marc Adamberger of _____, Lancaster, New York to fill the vacant, part-time provisional position of Court Officer at Lancaster Town Court. Pay for the position is \$19.10 per hour.

Thank you and the Board for your consideration and support in this matter. In the meantime, if you have any questions, please feel free to contact me.

Very truly yours,

A handwritten signature in black ink that reads "Jeremy A. Colby".

Hon. Jeremy A. Colby





Town of Lancaster

BUILDING DEPARTMENT

21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

4/21/2022

Lancaster Town Board
21 Central Ave.
Lancaster, NY 14086

Re: PO 17 Building and Zoning Clerk

Honorable Town Board,

The Lancaster Building and Zoning Department expressed a Civil Service vacancy on March 21, 2022, in response to a neighboring Municipality hiring a quality Town employee to fill their Code Enforcement needs.

Since the existing position is held for a former Town employee, a reasonable and qualified candidate would be impossible to locate and retain.

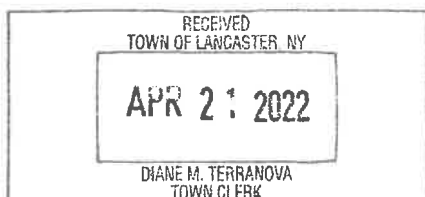
I urge the Town Board to adopt a resolution creating a Building and Zoning Clerk position to properly search for an individual who could qualify and meet the Civil Service requirements of the most recent and pending list of eligible candidates.

I thank you in advance for your investment to this community to provide safe and proper Building Construction and Zoning Administration.

Sincerely,

Matt Fischione, Code Enforcement Officer/ZEO/CFM/SMO
Town of Lancaster Building Department

MF





Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

4/22/2022

Lancaster Town Board
21 Central Ave.
Lancaster, NY 14086

RE: Local Law Amending 400-75 (D) (9) Site Plan Review

Honorable Town Board,

The Building and Zoning Department has reviewed the Public Notice for amendment to Local Law, 400-75 (D) (9) and offer these comments and recommendations.

Further discussion of this and current policy should be completed before drafting a resolution for adoption.

A policy of application will need to be established for extension request by the Applicant. The current Site Plan Review application process does not align with 400-75.

400-75 B requires a site plan must be submitted to the Planning Board. Currently, the Building and Zoning Department receives, reviews, then distributes the submittal documents, where typical application for any Town Business consideration is filed with the Town Clerk's Office. The recommendation is to file all applications of Town Business with the Town Clerk's Office. This should include Site Plan Review Applications.

Similar discussion and establishment of policy should also take place for Subdivision Application as referenced in 400-38 Subdivisions.

As always, we look forward to assisting in efficiently and comprehensively servicing the community.

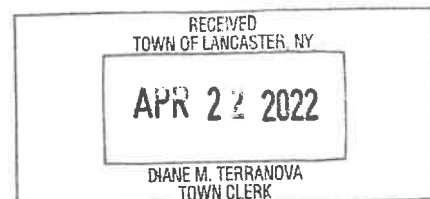
Sincerely,

A handwritten signature in black ink, appearing to read "Matt Fischione".

Matt Fischione, Code Enforcement Officer/ZEO/SMO/CFM
Lancaster Building and Zoning Department

CC: Thomas Fowler Jr., Town Attorney

MF



DIANE M. TERRANOVA, TOWN CLERK
TOWN OF LANCASTER
21 CENTRAL AVE.
LANCASTER, N.Y. 14086
AREA CODE 1-716 683-9028

277

COPY

April 22, 2022

Matthew Fischione
Code Enforcement Officer
21 Central Avenue
Lancaster, New York 14086

Re: SPECIAL USE PERMIT -
60 Michael's Walk


Dear Matt:

Enclosed is a copy of a letter from Richard Koch requesting a renewal of his Special Use Permit for a Home Occupation (C.P.A. Office) which will expire on June 16, 2022, on premises located at 60 Michael's Walk.

Please inform the Town Board, the Town Attorney, and my office as to the applicant's compliance to all conditions stipulated in this permit so that a resolution to renew the Special Use Permit may be prepared for the next Town Board Meeting.

Sincerely yours,

OFFICE OF THE TOWN CLERK


Diane M. Terranova
Town Clerk

DMT/dm

Encl.

cc: Tom Fowler, Town Attorney
Town Board

COPY

COPY

COPY

COPY



Richard J. Koch

Certified Public Accountant

60 Michael's Walk
Lancaster, New York 14086
P 716.206.0731 F 716.206.0733
rkoch@rjkochcpa.com

Member A.I.C.P.A./NYSSCPA

RECEIVED
TOWN OF LANCASTER, NY

APR 22 2022

DIANE M. TERRANOVA
TOWN CLERK

Town Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

April 21, 2022

Re: 60 Michael's Walk, Special Use Permit

Dear Town Board Members:

I am requesting a continuance of my "Special Use Permit" in order to continue to operate my CPA practice on my property at 60 Michael's Walk. The existing permit will expire June 15, 2022 and there is no additional Special Use Permit Fee.

I have been following all the prescribed conditions of the Code of Lancaster Town "Home Occupation" Chapter 50-17F.

1. The only employees are myself, one full time employee and one part time employee during tax season, January 1 to April 15 of each year.
2. The office is incidental and subordinate to the use of the premises for the residential use.
3. The outside appearance of the property has been improved, but has not changed.
4. No equipment or processes are used that creates noise, vibration, glare, fumes, odors or electrical interference perceptible to the normal senses of the property.
5. There are no signs advertising the business.

I am enclosing the following:

1. Erie County Clerk's Office, copy of Recording Page for my DBA.
2. Copy of my Professional License from the University of the State of New York Education Department - Office of the Professions - Registration Certificate through 1/31/2023.
3. Copy of my W-3 for 2021 that shows Federal Tax Identification number 16-1135707.

4. Copy of NYS-45 WEB, Quarterly Combined Withholding, Wage reporting and Unemployment Insurance return for the quarter ended December 31, 2021. That shows my Tax ID# 16-1135707.

I sincerely hope you will decide in favor of my request for continuance of my "Special Use Permit".

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "Richard J. Koch", with a long horizontal flourish extending to the right.

Richard J. Koch, CPA



Richard J. Koch *Certified Public Accountant*
Lancaster, New York



Town of Lancaster

BUILDING DEPARTMENT
21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

4/22/2022

Lancaster Town Drainage Committee
21 Central Ave.
Lancaster, NY 14086

RE: Pleasant Meadows Stormwater Facility RFP to reconstruct

Honorable Committee Members,

During a work session, the Pleasant Meadows Stormwater Facility Maintenance violations were discussed. The consensus was to move forward with bidding out the project to reconstruct the 2 ponds to bring them back to the original design.

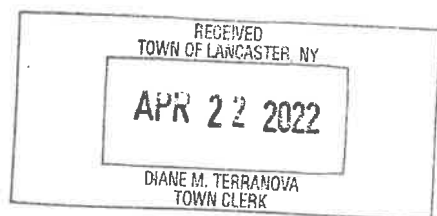
Please provide that authorization is writing with a directive to the Town Engineer to provide the documentation for bid proposals and Town Attorney's Office to notify the property owners of the action with costs assessed to the tax parcels.

Sincerely,

Matt Fischione, Code Enforcement Officer/ZEO/SMO/CFM
Lancaster Building and Zoning Department

CC: Thomas Fowler Jr., Town Attorney
Ed Schiller, Town Engineer

MF



Diane Terranova

From: Verrier, Tracy <Tracy.Verrier@mrbgroup.com>
Sent: Friday, April 22, 2022 1:03 PM
Subject: Erie County CEDS Public Comment Period

Good afternoon,

A draft of the Erie County IDA 2022 Comprehensive Economic Development Strategy, a planning document that is key to US EDA funding, is now available for review and comment. A public comment period will run starting today through May 23rd. The draft document and instructions to comment can be found here:

<https://www.ecidany.com/event/101197/comment-period-comprehensive-economic-development-strategy>. Once the comment period closes, we will work with ECIDA staff to address any comments received before the strategy is approved by the ECIDA board.

Thank you for your time and consideration, and have a great weekend!

Tracy

Tracy Verrier (she/hers)
Senior Economic Analyst

MRB *group*

220 Salina Meadows Parkway
Suite #180
Syracuse, NY 13212
(585) 381-9250 Phone

The content of this email is the confidential property of MRB Group and should not be copied, modified, retransmitted, or used for any purpose except with MRB Group's written authorization. If you are not the intended recipient, please delete all copies and notify us immediately.

T.C. Comm.

April 4th 2022Lancaster Parks, Recreation, and Forestry
Lancaster NY, 14086

To Michelle Barbaro,

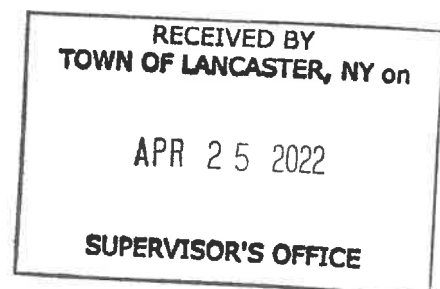
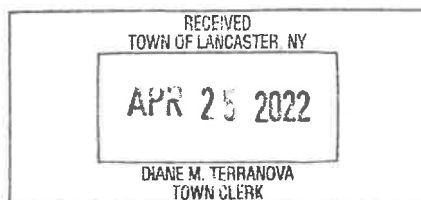
I would like to start off by saying thank you for the opportunity to work for the Parks Department these past five years. I have learned a great deal, especially how to run different pieces of equipment. I know the knowledge gained here will be very useful in my future endeavors. The people in the Parks Department are some of the greatest people to know and work with.

With that being said, I will be putting in my two weeks' notice on April fourth 2022. I have the opportunity to work full time for Zoladz Construction Company as a truck driver.

If there are any future openings for a full-time laborer position in the Parks Department, I would greatly appreciate being considered for the job. Thank you again for the opportunity to work in the Parks Department. I enjoyed my time working for The Town of Lancaster.

Sincerely

Noah Speyer



LANCASTER POLICE DEPARTMENT



WILLIAM J. KARN, JR.
CHIEF OF POLICE

T.C. Comm.
T.A. Reso.
(Signature)



525 PAVEMENT ROAD
LANCASTER, NY 14086



TEL: (716) 683-2800
FAX: (716) 681-2352

April 20, 2022

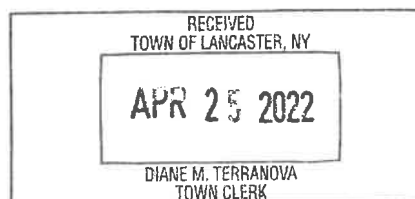
Ronald Ruffino, Supervisor
21 Central Ave.
Lancaster, NY 14086

RE: Mobile Data Terminal (MDT) Purchase

Supervisor Ruffino,

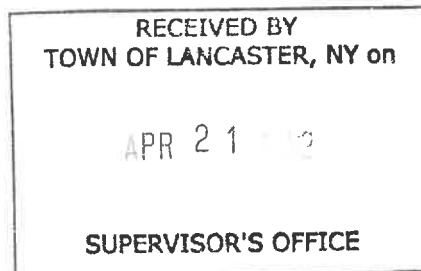
The Department will be replacing one of the Mobile Data Terminals (MDT) that are utilized in our patrol vehicles. Since 2018 we have been replacing all unserviceable Panasonic "Tough Books" with the "Rhino Tab" from Patrol PC.

The Department requests authorization to purchase one (1) new "Rhino Tab" Patrol PC at a cost of \$5,782.85 to be paid for from funds in the Departments Public Safety Equipment budget line ***005.3120.0245. Patrol PC is a sole source provider of the "Rhino Tab MDT"




Respectfully,

Marco A. Laurienzo
Patrol Captain



cc:Chief Karn
TA Thomas Fowler Jr

Resignation
Honorable Judge
Jeremy Colby
Honorable Judge
Anthony Cervi

*T.C. Comm.
Town Court
Fay Backed*


After long and great deliberation, I will need to resign my position as a Lancaster Court Officer.

Therefore, effective April 11, 2022 I will be resigning my position.

It has been a pleasure and a great experience working for both of you.

We made some great accomplishment in a short time.

Policy and Procedure Manual, New Sign in Procedure, Radios for court officers to communicate at faster and a more efficient way, instituted a scheduling program that all enlisted court officers will work from day one instead of court officers with seniority working all scheduled hours which would have untrained court officer to fill in which was not a big help to the senior court officer, training for DNA testing, range qualification and rules how to handle unruly people in the court building

Again it has been a pleasure for working for Judge Cervi and yourself. If you need any help in court or elections, please call me.

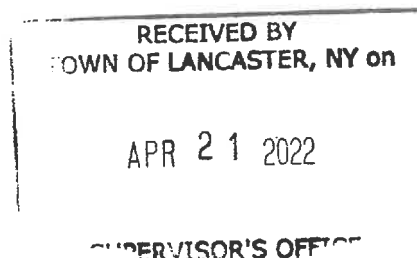
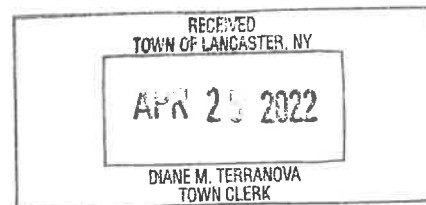
Stay safe and stay health

Sincerely

Daniel R Centinello Sr

Daniel R Centinello Sr.

Dan Centinello



SUPERVISOR
Ronald Ruffino Sr.

COUNCIL MEMBERS
Adam Dickman
David Mazur
Robert Leary
Mark Burkard

T.C. Comm.
(P)

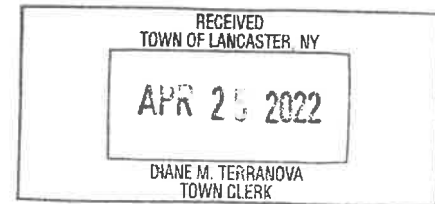


283
Deputy Highway Superintendent
Michelle Barbaro

525 Pavement Road
Lancaster, NY 14086
716-684-3320 phone
716-685-3497 fax

April 21, 2022

Supervisor Ronald Ruffino
and Council Members
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086



Dear Supervisor Ruffino & Honorable Council Members:

The Town of Lancaster's Arbor Day Celebration will be held at Westwood Park on Saturday, April 30th. This event includes a week-long schedule of planting trees with students in the Lancaster schools, our Arbor Day Poster Contest "What Trees Do for You and the Community" and concludes with our Town's Arbor Day celebration with various activities at Westwood Park.

We invite you to join us at Westwood Park and to celebrate the Town's 23rd year receiving the **Tree City USA** award. The details of this event are enclosed for your information.

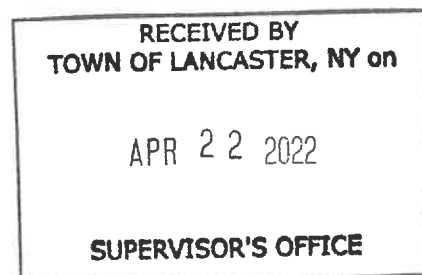
Please encourage our community to celebrate with us on the morning of Saturday, April 30th. Happy Arbor Day!

Sincerely,

Michelle Barbaro / gw

Michelle Barbaro
Deputy Highway Superintendent

MB:jw
Enclosure



2022 ARBOR DAY CELEBRATION

- | | |
|--------------------|--|
| 9:30 AM – 10:00 AM | REGISTRATION
Sign in & Distribution of Materials |
| 10:00 AM | AWARD PRIZES -POSTER CONTEST WINNERS
John Pilato |
| 10:15 AM | TREE CITY AWARD - RAISING OF FLAG
Patrick J. Marren, Senior Forester, NYS-DEC |
| 10:30 AM | DAVEY TREE EXPERT COMPANY
Equipment Demonstration |
| 10:45 AM | RESTOCKING OF OUR POND WITH FISH
Stephen Welk, Whispering Pines Fish Farm |
| 11:00 AM | EMERALD ASH BORER PRESENTATION
John Pilato, Town of Lancaster & SiteOne Landscape Supply |
| 11:15 AM | FLOWER PLANTING (children)
Sponsored by:
LANCASTER GARDEN CLUB |
| 11:30 AM | LUNCH |



T.C. Comm.

T.A. Reso.

(P)

Town of Lancaster

OFFICE OF THE SUPERVISOR

21 Central Avenue
Lancaster, New York 14086

(716) 683-1610

Fax: (716) 683-0512

284
RONALD RUFFINO, SR.
Supervisor

April 20, 2022

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

COMMUNICATION

Dear Honorable Town Board:

Over the last two years, the Supervisor's Office has gathered several items that are no longer usable. I respectfully request that the Town Board consider deeming the items listed below as surplus and allow them to be discarded through a pick up scheduled through Sunn King.

These items are:

- 15 Dell keyboards
- 3 Logitech keyboards
- 1 Fellowes keyboard
- 16 misc. computer mice
- 1 Dell monitor, serial number CN-OFJ44J-74445-522-2785
- 1 HP monitor, serial number 3CQ019QCW7
- 1 HP printer, serial number PHBHC53661
- 1 HP printer, serial number CNBJL46146
- 1 LexMark printer, 44491299OLNK6

Feel free to contact me with any questions.

Best regards,

Ronald Ruffino, Sr.
Lancaster Town Supervisor



cc: Michelle Barbaro, Deputy Highway Superintendent
Thomas Fowler, Jr. Town Attorney

285



Town of Lancaster

BUILDING DEPARTMENT

21 CENTRAL AVENUE
LANCASTER, NEW YORK 14086
716-684-4171
FAX 685-5317

4/25/2022

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

RE: 60 Michael's Walk Home Occupation Renewal

The above referenced real property commonly known as 60 Michael's Walk, Lancaster, NY 14086 has been inspected for compliance with Town Code Chapter 400-14 B (2) (b) Special Use Permit provisions for a Home Occupation as a Certified Public Accountant within a R, Residential District.

A recommendation for renewal is appropriate with the original conditions of the 2008 Special Use Permit for Home Occupation as a C.P.A. Office.

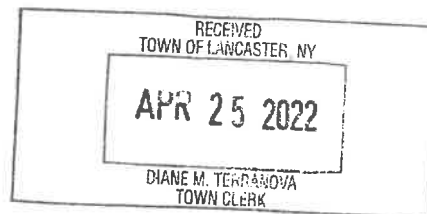
If you have any questions about this matter, please feel free to contact me.

Sincerely,

Matt Fischione, Code Enforcement Officer/ZEO/CFM/SMO
Town of Lancaster Building and Zoning Department

MF

cc: Thomas Fowler Jr., Town Attorney



SUPERVISOR

Ronald Ruffino Sr.

COUNCIL MEMBERS

Adam Dickman
David Mazur
Robert Leary
Mark Burkard

T.C. Comm.
T.A. Reso.
(Signature)



286
Deputy Highway Superintendent
Michelle Barbaro

525 Pavement Road
Lancaster, NY 14086
716-684-3320 phone
716-685-3497 fax

April 21, 2022

COMMUNICATIONS

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

Dear Honorable Town Board:

I would appreciate your support in sponsoring a resolution to replace the CO Detection System at the Town of Lancaster Gun Range. This job will be performed by Mollenberg-Betz, Inc., 300 Scott St, Buffalo, NY, 14204. The total cost for this job is \$6,940.00. The funds for this will be taken out of Account 31-4389, Police Asset Forfeiture. I have attached all necessary insurance certificates.

We contacted three vendors for a request for proposal with Mollenberg-Betz being the only Company able to provide a quote at this time.

Should you require any further information, please do not hesitate to contact me.

Respectfully yours,

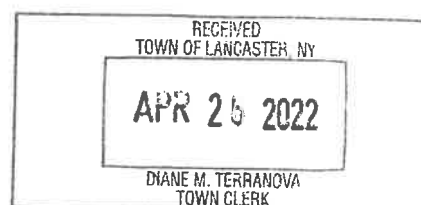
(Signature of Michelle Barbaro)

Michelle Barbaro
Deputy Highway Superintendent
Town of Lancaster

MB/jw

Enc

Cc: Ronald Ruffino, Town Supervisor
Thomas Fowler, Jr, Town Attorney
Diane Terranova, Town Clerk



T.C. Comm.
(P)

287

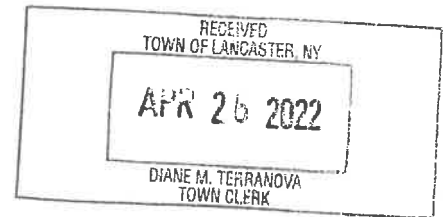


ERIE COUNTY LEGISLATURE

HON. FRANK J. TODARO
LEGISLATOR
8TH DISTRICT

April 22, 2022

Honorable Supervisor Ronald Ruffino
Town of Lancaster
21 Central Ave.
Lancaster, NY 14086



Re: Erie County Storefront Revitalization Program

Dear Supervisor Ruffino:

Recently my colleagues and I at the Erie County Legislature approved the Erie County Storefront Revitalization Program in an effort to help qualifying businesses make improvements and upgrades to their exterior facades.

This program will provide grants of up to \$40,000 to approximately 250 eligible small businesses throughout Erie County. The program includes architects and construction companies to design and complete the work at selected businesses. If selected, a qualifying business would receive facade upgrades, and the county would fund the design and construction costs through the grant program.

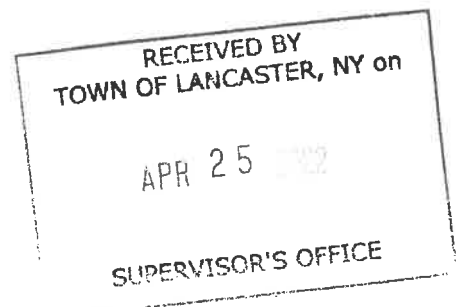
Small businesses are the economic engine of our local economy, and they have experienced significant obstacles over the last two and half years. I hope you will help me promote this program to the local business community, which could provide selected businesses the opportunity to enhance their curb appeal and increase customer interest in their businesses.

In anticipation of the program launch anticipated in early May, I am compiling a list of interested businesses to forward the details to as soon as they are released. Please direct interested parties to call my office at (716) 681-2071 or email Frank.Todaro@erie.gov.

Sincerely,

A handwritten signature in black ink that reads "Frank J. Todaro".

Frank J. Todaro
Erie County Legislator
8th District
Alden | Lancaster | Bowmansville | Depew | Cheektowaga





T.C. Comm.

288

Lancaster Presbyterian Church

A Congregation of the Evangelical Presbyterian Church

Rev. Dr. Kelly Negus
Senior Pastor

April 25, 2022

Supervisor Ronald Ruffino
Lancaster Town Board
Lancaster Town Hall
21 Central Avenue
Lancaster, NY 14086

Dear Supervisor Ruffino:

I would like to invite you and the members of the town board to attend this year's National Day of Prayer event in Lancaster.

"The National Day of Prayer is an annual observance held each year on the first Thursday in May, inviting people of all faiths to pray for our nation. It was created in 1952 by a joint resolution of the United States Congress, and signed into law by President Harry S. Truman."

Citizens will gather in front of the Lancaster Town Hall on Thursday, May 5, 2022 from 12:00 noon-12:45 p.m. If you will be able to join us, please call the Lancaster Presbyterian Church office at 684-2277 so that we can acknowledge your presence.

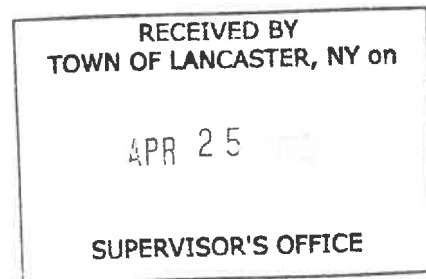
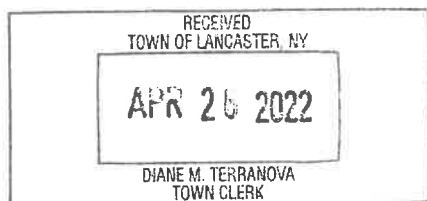
The event will be led by Pastor Kelly Negus of Lancaster Presbyterian Church, and several other local clergymen will participate.

Sincerely,

Gloria Chaves

Mrs. Gloria Chaves

Lancaster National Day of Prayer Coordinator



T.C. Comm.



04/25/2022

Mr. Supervisor and Honorable Town Board. My name is Rob Rendon. I have been with the Building Department since May 2017. I am one of the Asst Code Enforcement Officers with the town. Effective May 6th, I will be resigning my position with the town. It has been a great journey with some great people. Thank you so much for the opportunity to work here. It has been a pleasure.

Thank you

Rob Rendon



RECEIVED BY
TOWN OF LANCASTER, NY on

APR 25 2022

SUPERVISOR'S OFFICE

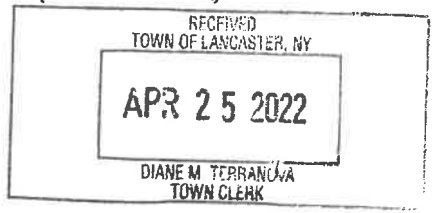
RECEIVED
TOWN OF LANCASTER, NY

APR 26 2022

DIANE M. TERRANOVA
TOWN CLERK

Jean Karn

From: Kemmeren, Makayla (AGRICULTURE) <Makayla.Kemmeren@agriculture.ny.gov>
Sent: Monday, April 25, 2022 9:27 AM
To: Edward Schiller
Cc: Jean Karn; Brade, Ann Marie (AGRICULTURE); Colon, Ana (AGRICULTURE)
Subject: Site Visit Report Lancaster
Attachments: Site Visit Report.pdf



Good morning all,

As requested, attached is a site visit report. Before I can approve your claim for payment, the items in red need to be completed prior to signing off on your claim. Once those items have been completed and you receive your Certificate of Occupancy please let me know. We will have to document those changes and add them to your file. Your contract is currently still in Internal review for the extension, so we are waiting for the fiscal and legal departments to sign off so I am held up from approving your claim due to the status of your contract.

I have included several photos of suggested dog washes. There are tons of brands and price ranges out there so I would refer to Jean as to which type will work best for her and the staff. Remember these are suggested, and you can find many others out on the market. I google searched "Dog Wash Tub" and these are a few of the options it gave me.

I encourage you to utilize the staff on hand as resources for future designs; Your DCO and veterinary staff will be very valuable when designing a new isolation facility, if you so choose. You have a wonderful building to work with now and very dedicated staff. I hope you will apply for future grant funds in the future. You can find the latest RFP's on our website. Below is the link to the municipal shelter RFP. Please review for match funds and criteria.

[RFP 0255 - 2021-2022 Companion Animal Capital Projects Fund | Agriculture and Markets \(ny.gov\)](#)

Lastly, I reviewed the claim and it looks much better. I would caution you that many claims have been audited. In the event that happens, we will only have a small window to gather additional documentation for the fiscal department. Historically, additional documentation requested has included additional receipts or time cards to demonstrate labor costs.

If you have additional questions or concerns let me know.

Sincerely,

Makayla Kemmeren, LVT, BS, MPS
Animal Health Inspector 1
Southern Tier
NYS Department of Agriculture and Markets
Makayla.kemmeren@agriculture.ny.gov
Cell: 518-419-0004

Site Visit Report
Town of Lancaster
Companion Animal Capital Fund Grant

Wednesday, April 20, 2022 @ 1:30pm

Visit completed by: Ann Marie Brade, LVT & Makayla Kemmeren, LVT, BS, MPS

Grant tasks completed:

- Morton style structure shelter
- (6) Two-sided kennels w/guillotine doors
- Epoxy flooring and sides
- Block walls for kennels
- Floor drains with covers
- HVAC unit
- Garage
- Hose bibs w/hot water
- Examining/sick room
- 2 extra-large kennels for large dogs

Tasks To be completed:

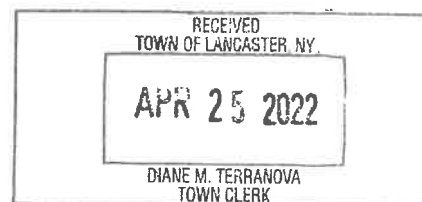
- Correct sloping of kennel floors for washing and disinfecting
- Dog wash station in Garage
- Hose bib/water access to garage-hot water
- Washer & Dryer
- Final Claim submission
- Discussed future funding and utilizing their current staff as resources for future planning and grant projects.

Additional Tasks to be completed:

- Outdoor play yard

✓ Report completed by: Makayla Kemmeren

Makayla Kemmeren, LVT



LANCASTER POLICE DEPARTMENT

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WILLIAM J. KARN, JR.
CHIEF OF POLICE

T.C. Comm.
PD



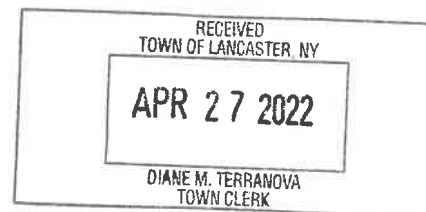
525 PAVEMENT ROAD
LANCASTER, NY 14086



TEL: (716) 683-2800
FAX: (716) 681-2352

April 21, 2022

Honorable Town Board
21 Central Avenue
Lancaster, NY 14086



Re: Training conference

Dear Supervisor Ruffino and Honorable Town Board Members,

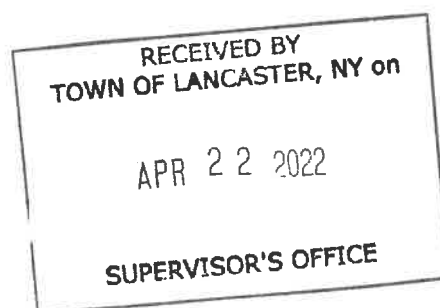
I would appreciate your support in sponsoring a resolution allowing the Police Department to send 4 police officers from our Emergency Response Team to the following training conference that would be paid for out of the current Police Department budget/funds. The officers would all be separately attending different training classes and instructor certification courses at the conference.

- Send Lieutenant Andrew Speyer, along with Patrolmen Brett Carcaci, Phil Carcaci and Adam Schwartz, to the New York Tactical Officers Association training conference to be held on April 25-29, 2022, in Verona, NY. The cost for this training conference is \$349.99/person. The estimated cost of lodging is \$1,456.00. As per Section 6.14 of the C.B.A., these officers would also be entitled to reimbursement of any meal expenses each day. The officers would be using an assigned Department vehicle to drive to and from the seminar. An estimated cost of meals and gas for this course is \$600.00. The total cost to the Town not to exceed \$3,456.00.

Should you need any further information regarding this request, please contact me.

Sincerely yours,

William J. Karn, Jr.
Chief of Police



SUPERVISOR
Ronald Ruffino Sr.

COUNCIL MEMBERS
Adam Dickman
David Mazur
Robert Leary
Mark Burkard

T.C. Comm.
T.A. Reso.
(u)



Deputy Highway Superintendent
Michelle Barbaro

525 Pavement Road
Lancaster, NY 14086
716-684-3320 phone
716-685-3497 fax

April 26, 2022

COMMUNICATIONS

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086



Dear Honorable Town Board:

Over the past few years, the Town of Lancaster Parks, Recreation & Forestry Department has accumulated many items that have outlived their useful life to the town. I feel that in the public's interest, the Town Board should consider deeming them as surplus property and allowing them to go to public auction. Please see the attached list.

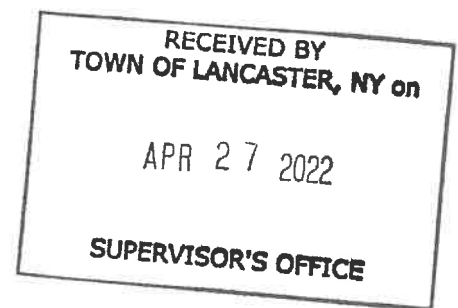
That being said, I respectfully request the Town Board to deem these items as surplus and allow them to go for public auction. These items will be listed with Auctions International online auction starting May 5, 2022 and concluding May 20, 2022. Should you have any questions, please feel free to contact me.

Sincerely, yours,

Michelle Barbaro
Michelle Barbaro
Deputy Highway Superintendent

MB/jw

Cc: Ronald Ruffino, Supervisor
Thomas Fowler, Jr., Town Attorney
Diane Terranova, Town Clerk



SURPLUS ITEMS TO AUCTION

Auction Date: May 5, 2022 – May 20, 2022

Storage Box:

47 ft long, 9 ft tall, 8 ft 4 in wide

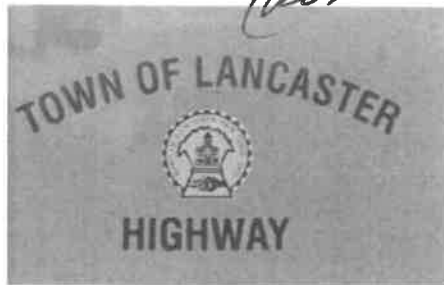
Lesco Sprayer:

Model# 021574 Serial# FSI2090

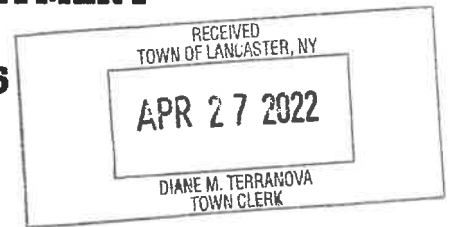
2005 MSA Dump Trailer:

Vin# 1G9US122X5B136279

T.C. Comm.
T.A. Reso.
(20)



**TOWN OF LANCASTER
HIGHWAY DEPARTMENT
525 PAVEMENT ROAD
LANCASTER, NY 14086**



**John Pilato
Highway Superintendent
Tel (716)683-3426
Fax (716)685-0271**

COMMUNICATIONS

April 26, 2022

Honorable Town Board
Town of Lancaster
21 Central Avenue
Lancaster, NY 14086

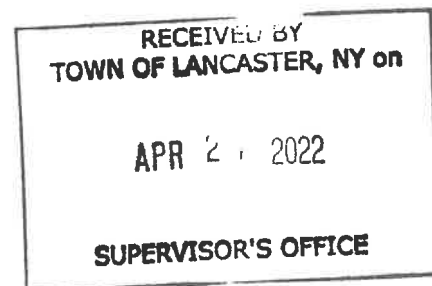
Dear Honorable Board Members:

I am requesting that you deem the following equipment as surplus so I can put this equipment in an online auction with Auctions International, 11167 Big Tree Road, East Aurora, New York 14052 beginning May 5, 2022, until May 20, 2022:

2003 Volvo Model #VHD64B
VIN# 4V5KC9UE63N344028
Milage: 120,000

Respectfully yours,

John Pilato
Highway Superintendent
Town of Lancaster

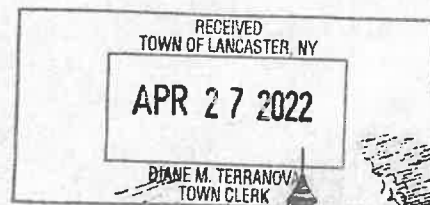


JP/kak

Cc: Pam CuvIELlo, Director of Administration of Finance
Thomas Fowler, Town Attorney
Dianne Terranova, Town Clerk

T.C. Comm.
T.A. Reso.
R

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Proclamation

WHEREAS, 42nd Annual Building Safety Month, May 2022 - Building Safety Month is presented by the International Code Council, a nonprofit association that is focused on building safety worldwide; and

WHEREAS, this year's theme is Safer Buildings, Safer Communities, Safer World with weekly themes of Disaster Preparedness, Water Safety, Resiliency, Sustainability, Innovation and Training the Next Generation; and

WHEREAS, Building Safety Month 2022, encourages all Americans to raise awareness about the importance of safe and resilient construction; fire prevention; disaster mitigation and new technologies in the construction industry; and

WHEREAS, Building Safety Month 2022 encourages appropriate steps everyone can take to ensure the safety of our built environment, and recognizes that the implementation of safety codes by local and state agencies has saved lives and protected homes and businesses; and

WHEREAS, each year, in observance of Building Safety Month, Americans are asked to consider the commitment to improve building safety and economic investment at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments, fire prevention bureaus and federal agencies in protecting lives and property.

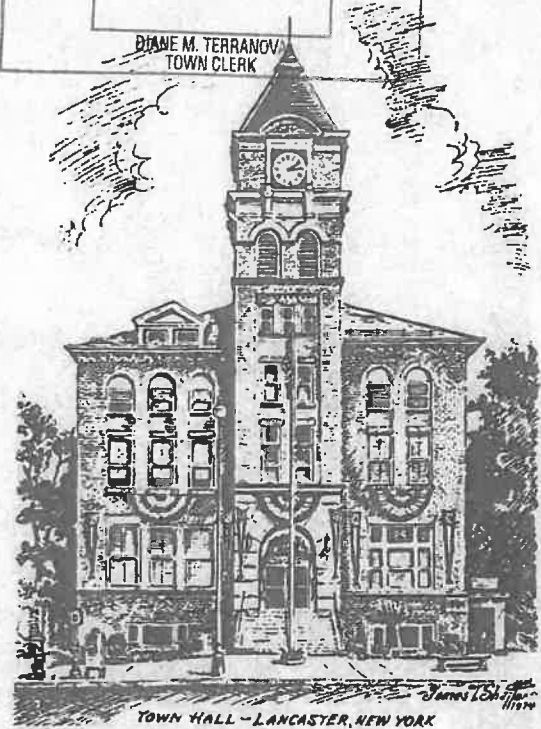
NOW, THEREFORE, I, Ronald Ruffino, Sr., Supervisor of the Town of Lancaster, do hereby proclaim the month of May 2022, as "Building Safety Month" in the Town of Lancaster and urge all my fellow citizens to support the council's many safety objectives during these special days and throughout the year.

The Honorable Town Board of the Town of Lancaster

Adam Dickman, Council Member
David Mazur, Council Member

Robert Leary, Council Member
Mark Burkard, Council Member

Ronald Ruffino, Sr., Supervisor



T.C. Comm.
PD

295

April 26, 2022

Lancaster Dog Control
Jean Karn
525 Pavement Rd.
Lancaster, NY 14086

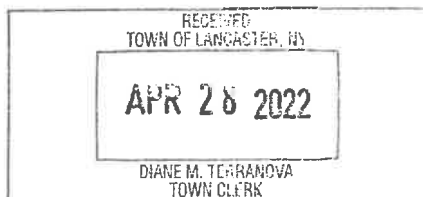
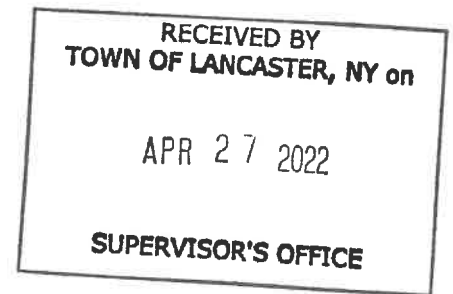
Supervisor Ruffino and Honorable Board Members,

I am writing to request appointment of Kim Offhaus to temporary seasonal Dog Control Officer. As we approach summer, our call volume increases drastically, and this is the best way to cover those extra calls and care for the dogs we have in our kennels. This position can be funded out of the current Dog Control personnel budget. Please make this position beginning on May 16, 2022.

Thank You,

Jean Karn

Jean Karn
Lancaster Dog Control



Civil Engineering
Environmental Engineering
Municipal Engineering
Land Surveying



Project Management
Construction Support Services
Landscape Architecture
SWPPP Services

T.C. Comm.
Coviello

April 27, 2022

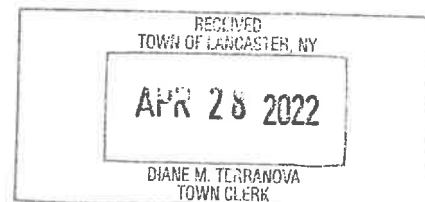
Honorable Town Board
Town of Lancaster
21 Central Ave.
Lancaster, NY 14086

PO

RECEIVED BY
TOWN OF LANCASTER, NY on

APR 28 2022

SUPERVISOR'S OFFICE



Re: Dog Control Facility

Dear Board Members

On Wednesday April 20, 2022, representatives from NYS Department of Agriculture and Markets conducted a site visit at the new Dog Control Facility. Their visit was to determine if the grant conditions had been met. Attached is their report.

The Tasks to be completed are:

Correct (increase) floor slope to increase from current 0.6% (0.5" over 6.5'). In conversation with the representatives, a required slope was not provided as the Department does not have a standard. The contractor is reviewing options to increase to 1.9% (1.5" over 6.5').

Change the Dog Wash to a station in the garage. The dog wash area installed was as presented in the reviewed September 2020 drawings and the reviewed April 2021 drawings prior to bidding. For both reviews the comments received did not suggest a different Dog Wash. Also, the kennel suggestions provided in December 2020 did not suggest a different Wash Station. AGs. And Markets and the DCO have submitted suggested Wash Stations. Once the final model is agreed upon, the contractor will prepare a Change Order to accommodate the request.

Provide a Hose Bib/water in garage. This will be incorporated with the Dog Wash Station in Garage.

Washer/Dryer. Any furniture/fixtures are typically provided by the owner (Town). It was assumed the current appliances (including refrigerator and freezer) would be moved into the new facility. The electric and gas connections are provided for the washer and dryer. Should the Town desire to purchase new appliances, the vendor would do the hookup. Otherwise, we can coordinate with Building & Grounds to assist in appliance move and hookup.

Final Claim. The Draft is complete and waiting for review by NYS Ags. & Markets. Once the Draft is acceptable, the Final will be submitted.

Continued....

April 27, 2022

Page 2

The Additional Task listed (Outdoor yard) is not part of the grant and is currently being completed.

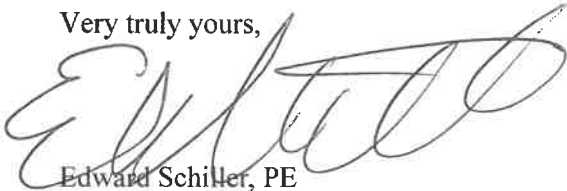
Additionally, during the review of the April 2021 drawings a comment was made regarding protection of the window/screens. Unfortunately, this was not incorporated in the Bid Set. DCO has provided their preferred window protection and it will be installed.

Lastly, it was suggested that an addition be added to the new facility to provide a separate kennel area for diseased dogs. Ags. And Markets suggested the Town pursue additional funding for this expansion. The grant has not yet been announced, but they anticipate the same schedule as in the past, which would have the grant due sometime in January 2023. If this is something the Town wishes to pursue it can be discussed in the near future for planning purposes.

As soon as Dog Wash Station is selected, and floor slope modification is finalized an update will be provided.

In the meantime, any questions, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read 'E. Schiller', written over a horizontal line.

Edward Schiller, PE

Town Engineer

Cc Town Clerk
 Town Attorney
 Town Dog Control Officer

Site Visit Report

Town of Lancaster

Companion Animal Capital Fund Grant

Wednesday, April 20, 2022 @ 1:30pm

Visit completed by: Ann Marie Brade, LVT & Makayla Kemmeren, LVT, BS, MPS

Grant tasks completed:

- Morton style structure shelter
- (6) Two-sided kennels w/guillotine doors
- Epoxy flooring and sides
- Block walls for kennels
- Floor drains with covers
- HVAC unit
- Garage
- Hose bibs w/hot water
- Examining/sick room
- 2 extra-large kennels for large dogs

Tasks To be completed:

- Correct sloping of kennel floors for washing and disinfecting
- Dog wash station in Garage
- Hose bib/water access to garage-hot water
- Washer & Dryer
- Final Claim submission
- Discussed future funding and utilizing their current staff as resources for future planning and grant projects.

Additional Tasks to be completed:

- Outdoor play yard

✓ Report completed by: Makayla Kemmeren

Makayla Kemmeren, LVT



VEVOR Pet Dog
Grooming Tub Pet
Bath Tub 50"
Stainless Steel wit...

\$1,184.99

VEVOR

Free shipping

T.C. Comm.



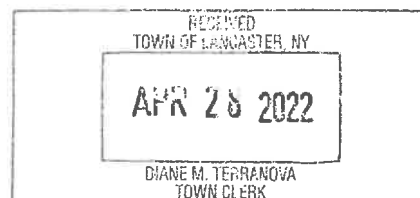

**TOWN OF LANCASTER
 HIGHWAY DEPARTMENT
 525 PAVEMENT ROAD
 LANCASTER, NY 14086**

**John Pilato
 Highway Superintendent
 Tel (716)683-3426
 Fax (716)685-0271**

**COMMUNICATIONS
 REVISED**

April 27, 2022

Honorable Town Board
 Town of Lancaster
 21 Central Avenue
 Lancaster, NY 14086



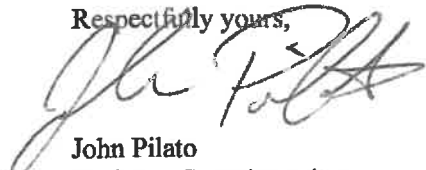
RE: NYS Association of Towns

Dear Honorable Town Board:

I would appreciate your support in sponsoring a resolution for the Highway Superintendent and Deputy Highway Superintendent to attend the New York State Association of Towns training school June 6, 2022, through June 8, 2022. Registration for class is \$110.00 each (\$220.00 for both). Hotel stay will be needed for Sunday and Monday. Room rate is \$199.00 per night, per person, equaling \$796. We will be leaving Tuesday after classes, not staying Wednesday because training would be redundant. We would appreciate \$75.00 for gas (if needed) and \$100 for dinner. Total expense would be \$1,191.00. These expenses would be charged to 01-5010-0404 Travel/M meal expenses. This would be beneficial for us to gain experience in personnel management, grant opportunities, safety policies and procedures along with educational opportunities.

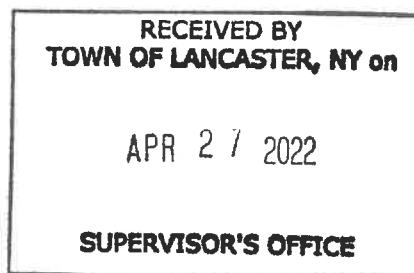
Should you require and additional information, please do not hesitate to contact me.

Respectfully yours,



John Pilato
 Highway Superintendent
 Town of Lancaster

JP/kak
 Attachments





OFFICE USE ONLY		
<input type="radio"/> Original	<input type="radio"/> Amended	Date _____

Standardized NOTICE FORM for Providing 30-Day Advance Notice to a Local Municipality or Community Board

1. Date Notice was Sent: 04/22/2022 1a. Delivered by: Certified Mail Return Receipt

2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License:

☐ New Application ☐ Renewal ☐ Alteration ☐ Corporate Change ☒ Removal ☐ Class Change ☐ Method of Operation Change

For **New** applicants, answer each question below using all information known to date

For **Renewal** applicants, answer all questions

For **Alteration** applicants, attach a complete written description and diagrams depicting the proposed alteration(s)

For **Corporate Change** applicants, attach a list of the current and proposed corporate principals

For **Removal** applicants, attach a statement of your current and proposed addresses with the reason(s) for the relocation

For **Class Change** applicants, attach a statement detailing your current license type and your proposed license type

For **Method of Operation Change** applicants, although not required, if you choose to submit, attach an explanation detailing those changes

RECEIVED
TOWN OF LANCASTER, NY

APR 28 2022

DIANE M. TERRANOVA
TOWN CLERK

This 30-Day Advance Notice is Being Provided to the Clerk of the Following Local Municipality or Community Board:

3. Name of Municipality or Community Board: Lancaster NY Clerk's Office

Applicant/Licensee Information:

4. Licensee Serial Number (if applicable): 3005447 Expiration Date (if applicable): 08/01/2024

5. Applicant or Licensee Name: Leonard Post Jr Post NO 6251, Inc.

6. Trade Name (if any): Leonard Post

7. Street Address of Establishment: 1822 Como Park Blvd.

8. City, Town or Village: Lancaster, NY Zip Code: 14086

9. Business Telephone Number of Applicant/Licensee: 716-684-4371

10. Business E-mail of Applicant/Licensee: Leonard Post6251@yahoo.com

11. Type(s) of alcohol sold or to be sold: ☐ Beer & Cider ☐ Wine, Beer & Cider ☒ Liquor, Wine, Beer & Cider

12. Extent of Food Service:

☐ Full food menu; full kitchen run by a chef or cook ☒ Menu meets legal minimum food availability requirements; food prep area at minimum

13. Type of Establishment: Bar/Tavern

14. Method of Operation: (check all that apply)

<input type="checkbox"/> Seasonal Establishment	<input type="checkbox"/> Juke Box	<input type="checkbox"/> Disc Jockey	<input checked="" type="checkbox"/> Recorded Music	<input type="checkbox"/> Karaoke
<input type="checkbox"/> Live Music (give details i.e., rock bands, acoustic, jazz, etc.): _____				
<input checked="" type="checkbox"/> Patron Dancing	<input type="checkbox"/> Employee Dancing	<input type="checkbox"/> Exotic Dancing	<input type="checkbox"/> Topless Entertainment	
<input type="checkbox"/> Video/Arcade Games	<input type="checkbox"/> Third Party Promoters	<input type="checkbox"/> Security Personnel		
<input type="checkbox"/> Other (specify): _____				

15. Licensed Outdoor Area: (check all that apply)

<input checked="" type="checkbox"/> None	<input type="checkbox"/> Patio or Deck	<input type="checkbox"/> Rooftop	<input type="checkbox"/> Garden/Grounds	<input type="checkbox"/> Freestanding Covered Structure
<input type="checkbox"/> Sidewalk Cafe <input type="checkbox"/> Other (specify): _____				

OFFICE USE ONLY

☐ Original ☐ Amended Date _____

49

16. List the floor(s) of the building that the establishment is located on: Ground Floor
17. List the room number(s) the establishment is located in within the building, if appropriate: N/A
18. Is the premises located within 500 feet of three or more on-premises liquor establishments? ☐ Yes ☒ No
19. Will the license holder or a manager be physically present within the establishment during all hours of operation? ☒ Yes ☐ No
20. If this is a transfer application (an existing licensed business is being purchased) provide the name and serial number of the licensee:
- | | |
|------|---------------|
| | |
| Name | Serial Number |
21. Does the applicant or licensee own the building in which the establishment is located? ☐ Yes (if YES, SKIP 23-26) ☒ No

Owner of the Building in Which the Licensed Establishment is Located

22. Building Owner's Full Name: 1822 Como Park Blvd, LLC
23. Building Owner's Street Address: 2 Wendling Court
24. City, Town or Village: Lancaster State: NY Zip Code: 14086
25. Business Telephone Number of Building Owner: 716-681-1600

Representative or Attorney Representing the Applicant in Connection with the Application for a License to Traffic in Alcohol at the Establishment Identified in this Notice

26. Representative/Attorney's Full Name: Chester A. Menkiena
27. Representative/Attorney's Street Address: P.O. Box 241
28. City, Town or Village: Buffalo State: NY Zip Code: 14225
29. Business Telephone Number of Representative/Attorney: 716-628-0191
30. Business E-mail Address of Representative/Attorney: CAMConsult17@gmail.com

I am the applicant or licensee holder or a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm - under **Penalty of Perjury** - that the representations made in this form are true.

31. Printed Principal Name: Louis Goszewski Title: President

Principal Signature: 